

ASSEMBLY BILL

No. 1275

Introduced by Assembly Member DeSaulnier

February 23, 2007

An act to add Sections 103629 and 103629.5 to the Health and Safety Code, relating to domestic violence.

LEGISLATIVE COUNSEL'S DIGEST

AB 1275, as introduced, DeSaulnier. Domestic violence: certified copies of vital records: fees.

Existing law requires the collection of fees for certified copies of fetal death or death records and marriage or birth certificates.

Existing law authorizes certain cities and counties, upon making findings and declarations supporting the need for governmental oversight and coordination of the multiple agencies dealing with domestic violence, to authorize an increase in the fees for certified copies of marriage certificates, birth certificates, fetal death records, and death records, and to provide funding for governmental oversight and for the coordination of domestic violence prevention, intervention, and prosecution efforts in the county.

This bill would authorize a county board of supervisors, upon making findings and declarations supporting the need for governmental oversight and coordination of the multiple agencies dealing with domestic violence, to authorize an increase in the fees for certified copies of marriage certificates, birth certificates, fetal death records, and death records, for the purpose of funding governmental oversight and coordination of domestic violence prevention, early intervention, and prosecution efforts in the county, up to a maximum increase of \$4.

This bill would also authorize a county that elects to increase these fees for these purposes to authorize, effective July 1 of each year, an additional increase in these fees by an amount equal to the increase in the Consumer Price Index for the state for the preceding calendar year, as specified.

The bill would also require a county that elects to increase these fees for the purpose of funding governmental oversight and coordination of domestic violence prevention, early intervention, and prosecution efforts in the county to submit an annual report to the Assembly Committee on Judiciary and the Senate Committee on Judiciary that contains specified information related to the funds received and expended from the fee increases.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 103629 is added to the Health and Safety
2 Code, to read:
3 103629. (a) A county board of supervisors, upon making
4 findings and declarations supporting the need for governmental
5 oversight and coordination of the multiple agencies dealing with
6 domestic violence, may authorize an increase in the fees for
7 certified copies of marriage certificates, birth certificates, fetal
8 death records, and death records, up to a maximum increase of
9 four dollars (\$4).
10 (b) Effective July 1 of each year, a county that elects to increase
11 fees for certified copies of marriage certificates, birth certificates,
12 fetal death records, and death records, pursuant to subdivision (a),
13 may authorize an additional increase in these fees by an amount
14 equal to the increase in the Consumer Price Index for the state for
15 the preceding calendar year, rounded to the nearest half dollars.
16 (c) Proceeds collected pursuant to this section shall be used for
17 governmental oversight and coordination of domestic violence
18 and family violence prevention, intervention, and prosecution
19 efforts among the court system, the district attorney's office, the
20 public defender's office, law enforcement, the probation
21 department, mental health, substance abuse, child welfare services,
22 adult protective services, and community-based organizations and
23 other agencies working in the county in order to increase the

1 effectiveness of prevention, early intervention, and prosecution of
2 domestic and family violence.

3 (d) In addition to the fees prescribed by subdivisions (a) and
4 (b), any applicant for a certified copy of a birth certificate, a fetal
5 death record, or death record in a county shall pay an additional
6 fee to the local registrar, county recorder, or county clerk, as
7 applicable, as established by the county board of supervisors.

8 SEC. 2. Section 103629.5 is added to the Health and Safety
9 Code, to read:

10 103629.5. If a county elects to increase fees pursuant to Section
11 103629, the county shall submit a report to the Assembly
12 Committee on Judiciary and the Senate Committee on Judiciary,
13 by July 1 of each year, commencing in 2010, that contains both
14 of the following:

15 (a) The annual amount of funds received and expended from
16 fee increases for the purpose of governmental oversight and
17 coordination of domestic violence prevention, intervention, and
18 prosecution efforts in the county.

19 (b) Outcomes achieved as a result of the activities associated
20 with the implementation of Section 103629.